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12 PAGES.

PHOENIX, ARIZONA, THURSDAY MORNING, AUGUST 19, 1909.

12 PAGES.

VOL. XX. NO. 91.

PRIMARY LAW ITS WORKING

Preparation of Forms Which are to Be Distributed

A DIGEST OF THE LAW

Of Which Comparatively Little Is Known, Though It Revolutionizes Entirely the Business of Choosing Candidates for Office.

The secretary of the territory has just sent to the printer the forms prepared by him and the attorney general, necessary to carry out the provisions of the primary election law passed by the last legislature. There will be 10,000 copies of the forms and the law, which will be distributed as soon as possible according to section 18 of the act.

The act entirely changes the political machinery of the territory. It entails upon every aspirant for office at least one campaign and if he should be successful in the first one he will still have another before him. The party convention is eliminated, but there is a partial substitute for it in the party council provided for by the act.

Assistant Secretary Kirke has prepared the following digest of the act which to the average citizen will convey better information of its provisions than the long act itself:

First General Primary—To be held the first Tuesday in September, 1910, and biennially thereafter.

Days Primary—To be held thirty days prior to all city elections. Notice of Primary—Secretary of Arizona shall give notice at least ninety days before primary to clerk of board of supervisors, designating offices for which candidates are to be nominated.

Nomination Papers—In behalf of all candidates must be filed at least forty days prior to primary. Also must have affidavit of an elector as to contents.

Fees for Candidates—Delegate to congress, \$25.00 to secretary of Arizona; district offices, \$5.00 to secretary of Arizona; county and precinct offices, \$5.00 to clerk of board of supervisors. City offices, \$5.00 to city clerk.

Signers of Nomination Papers—Can only sign one nomination paper. Signature to Nomination Papers: For Delegate to Congress—One per cent of the voters of candidates' party in at least three counties of the territory, and in the aggregate, not less than one per cent, nor more than ten per cent of the total vote of party in the territory.

District Offices—At least two per cent of party voters in at least one-tenth of the election precincts in each of at least one-half of the counties of the district. In the aggregate not less than two per cent, nor more than ten per cent of the total party vote in the district.

County Offices—At least three per cent of party voters in at least one-fourth of the election precincts of the county. In the aggregate not less than three per cent, nor more than ten per cent of the total vote of party.

County Precinct Committees—Ten per cent of party vote for delegate to congress in such precinct. City Offices Except Councilmen—At least five per cent of party vote in at least one-fourth of election precincts of the city. In the aggregate not less than five per cent nor more than ten per cent of total party vote.

City Councilmen—At least five per cent of party vote in at least one-half of election precincts in the ward to be represented. In the aggregate not less than five per cent nor more than ten per cent of the total party vote.

September at twelve noon and elect a chairman, secretary and treasurer. The executive committee shall consist of one member from each county to be selected by the chairman of the territorial committee.

City Committee—Shall consist of the city precinct committees, chosen at the primary election.

Committee shall organize by electing a chairman, secretary and treasurer from their number.

Party Council—Shall consist of the candidates for delegate to congress, council, house of representatives, national committee, chairman, and executive committee of territorial committee and the county chairman.

This party council shall meet at the capitol at twelve noon of the Tuesday following the last Monday in September.

Membership of this party council shall be determined by the list of nominees on file with the secretary of Arizona.

The meeting of the party council shall be called to order by the secretary of Arizona or his assistant.

It shall be the duty of this council to elect a chairman and secretary. It shall then formulate the territorial party platform.

The party platform must be made public not later than six p. m. of the day following the adjournment.

THE INNOCENT BYSTANDER. Pittsburgh, Aug. 18.—Following the shooting today of an onlooker during the fight between strike sympathizers and what are said to be imported workmen of the Pressed Steel Car company special precautions are being taken tonight by the state constabulary and deputies on guard at the plant to prevent a recurrence of trouble.

WHERE BALL WAS PLAYED ON DIAMOND FIELDS

Results of Contests in Three Leagues

Yesterday.

NATIONAL.

FIRST GAME.

At Pittsburgh—R. H. E. Pittsburgh 6 10 0 St. Louis 3 8 0 Batteries—Phillips and Gibson; Backman and Phelps.

SECOND GAME.

At Pittsburgh—R. H. E. Pittsburgh 2 2 1 St. Louis 1 4 0 Batteries—Cannitz and Gibson; Raleigh and Phelps.

FIRST GAME.

At Philadelphia—R. H. E. Philadelphia 14 16 2 Philadelphia 1 8 2 Batteries—Whitely and Myers; Corridon, Covalski and Scanlon, Fozzen and Jacklitch.

SECOND GAME.

At Philadelphia—R. H. E. New York 5 10 1 Philadelphia 4 6 4 Batteries—Raymond and Schiel; McQuillen and Doolin.

At Chicago—R. H. E. Cincinnati 0 6 1 Chicago 1 4 0 Batteries—Ewing and Roth; Reulbach and Needham.

Game at Boston between Boston and Brooklyn postponed; wet.

AMERICAN.

At Washington—R. H. E. Washington 1 8 0 Philadelphia 2 2 0 Batteries—Groom and Street; Plank and Livingstone.

At New York—R. H. E. Boston 3 7 0 New York 0 3 2 Batteries—Wood and Carrigan; Wilson, Kleinow and Sweeney.

SECOND GAME.

At New York—R. H. E. Boston 6 9 2 New York 3 5 0 Batteries—Cicotte and Carrigan; Chesbro and Sweeney.

At Cleveland—R. H. E. Cleveland 3 7 0 St. Louis 0 6 4 Batteries—Berger and Esterly; Bailey and Criger.

At Detroit—R. H. E. Detroit 0 5 6 Chicago 2 9 0 Batteries—Mullin and Schmidt; Walsh and Sullivan.

COAST.

At Sacramento—R. H. E. Sacramento 1 7 1 Vernon 0 3 4 Batteries—Whalen and Lalonde; Willette and Hogan.

At San Francisco—R. H. E. Portland 2 5 1 San Francisco 0 3 4 Batteries—Harkness and Fisher; Henley and Berry.

At Los Angeles—R. H. E. Los Angeles 2 5 2 Oakland 5 8 0 Batteries—Nelson and Byrnes; Wheeler and Orendorf.

CADIZ SLIGHTLY SHAKEN.

Cadiz, Aug. 18.—An earthquake shock was felt here today. Several houses were damaged, but there were no casualties.

WEATHER TODAY.

Washington, D. C., Aug. 18.—Forecast for Arizona: Local showers Thursday and probably Friday.

THE PRISON REFORMERS

A Talkative Young Lady Indulges in a Tongue Lashing

DEFENDING JUDGE LINDSEY

Though the Victim an Official of the Association Protests, His Tormentor Is Encouraged to Proceed With the Punishment.

Seattle, Aug. 18.—The congress of the American Prison association today elected the following officers: President, Ames W. Butler of Indianapolis; vice-presidents, Jas. A. Leonard of Mansfield, Ohio, Rev. D. Reed Imbrie of Hoboken, Pa., Demetrio Castillo of Havana, Lieutenant Colonel A. G. Irvine of Stony Mountain, Canada, Robert Ladow of Washington, D. C.; general secretary, Joseph P. Byers of Randall's Island, N. Y.; financial secretary, H. H. Shirer of Columbus, Ohio; treasurer, Frederick H. Mills of New York. Judge Richard R. Lane of Havana was appointed member of the committee on criminal law reform.

A sensational incident of the morning session was a tongue lashing administered to Frederick H. Mills of New York, prison labor commissioner of that state, by a woman. In a morning paper Mills made an attack on Judge Lindsey of Denver, and all his ideas as to the treatment of prisoners. This morning Miss May Krueger, secretary of the Seattle Prison society, a young woman with an astonishing command of language and lightning speed in talking, rose to defend Judge Lindsey, who is absent from the city. She began an onslaught on Mills that brought him to his feet with a protest against Miss Krueger continuing. Rev. James C. Reid of Walla Walla moved that she be permitted to continue, and the congress, with one shout, told her to go on. She resumed, facing Mills and speaking with greater severity.

Refreshed by their visit to Tacoma and their participation in a clam feast there, the delegates to the congress resumed their discussions to-night in the Y. M. C. A. auditorium. The report of the committee on criminal law reform, of which Oscar J. Cushing of San Francisco is chairman, was read. It says in part: "Nothing in the administration of the criminal law is so impressive as swiftness and certainty. Consequently nothing so discredits it in the mind of the public as a lame and halting procedure in the trial courts, the disagreements of juries, and delays and reversals for apparently technical reasons on appeal."

"Such things weaken public confidence in the administration of law, discourage sheriffs, the police and prosecuting officers and encourage criminals and increase crime. One of the worst features of the situation is that though reasonable swiftness and punishment is fairly certain, when a man with means to employ able counsel is brought before the courts and his trial is beset with delays, the jury is apt to disagree and if a conviction is secured, is likely to be set aside on appeal."

THE SPANIARDS ACTIVE AGAINST THE MOORS

LATTER ATTACKED FROM SEA

How the War Goes Will Not Be Told by Correspondents.

Madrid, Aug. 18.—According to advices from Melilla, Morocco, the Spanish cruiser Princesa de Asturias has begun an effective bombardment of Nador, a point on the coast, where the Moors are concentrated. General Marina, commander of the Spanish forces, sent 8,000 men by sea down the coast to disembark and turn the position of the Rifks on Uruqa mountain. This movement will be supported by the main army, which will march in the direction of Nador. General Marina has forbidden the war correspondents in Morocco to send out dispatches during the operations. The Spanish garrison at Sidimusa opened fire on the enemy today, killing and wounding many. The Moors attacked a Spanish convoy, killing one man.

A WASHINGTON EARTHQUAKE.

Dayton, Wash., Aug. 18.—An earthquake, believed to have been caused by a volcanic disturbance in the Blue mountains, occurred here yesterday. One building collapsed.

DEPARTURE OF JAPANESE ON A FRIENDLY ERRAND

THE COMMERCIAL AMBASSADORS TO LEAVE FOR THIS COUNTRY.

Much Good Expected by Tokio Papers to Result.

Tokio, Aug. 18.—A delegation of thirty-nine business men representing the commercial organizations of Tokio, Yokohama, Osaka and Nagoya, sailed today by the steamer Minnesota for Seattle, where they will start on a tour of the United States and guests of the various chambers of commerce throughout the country. Three of the members are accompanied by their wives.

The delegation was accorded an unusually hearty farewell demonstration at the station at Tokio, where was gathered a crowd of distinguished persons including members of the imperial household and several members of the American embassy headed by Peter A. Jay, charge d'affaires and closer business relations between Japan and the United States, expected to result from the visit, form the subject of the leading editorials in the papers of Tokio today.

THE HIGHER STUDY OF AGRICULTURE

The Meeting of the Association of Agricultural Colleges.

Portland, Aug. 18.—The American Association of Agricultural colleges and experiment stations go down to business with celerity this morning and disposed of routine matters quickly. President M. A. Scovall of Lexington, Ky., is ill at his home and Vice President W. M. Kerr of Corvallis, Ore., presided. In place of President Scovall's annual address which was to be the feature of the morning session, Director A. C. True of Washington, D. C., delivered an address on "The development of agricultural education in Secondary Schools," making his address a preface to his report as chairman of the executive committee. The report favors agricultural training. Rural high schools and the establishment in each state of a limited number of secondary schools, making a specialty of agricultural subjects. Dr. J. L. Snyder of Michigan objected to the adoption of the report, declaring that secondary schools are a snare and a delusion and have proved a failure where they have been tried. The delegates however voted to adopt the report of Director True. The afternoon session was given over to sectional meetings.

CHINESE AMERICAN NO LONGER CITIZEN

Though He Will Become a Pensioner of the United States.

San Francisco, Aug. 18.—Kwang Lee, a Chinese who held citizenship papers for thirty-five years, was stripped of his adopted nationality today by the action of the United States district court, which cancelled his certificate of naturalization issued by the court of criminal correction in St. Louis in 1874. Lee is in all probability the only Chinese ever granted even for a time American citizenship through naturalization, as the supreme court of the United States declared many years ago that immigrants from the Celestial empire were not eligible to citizenship.

Despite the fact that he is now denied by his adopted country, Kwang Lee, who is 69 years old, is likely to become one of its dependants, for he served honorably as an enlisted man in the United States navy during the Civil war, and his body bears scars of five wounds received while fighting on a Mississippi gunboat. Because of his age, he is now entitled to a pension of \$20 a month for his services, and he has declared that he will apply for it at once. The cancellation of Lee's papers followed his attempt to register as a voter at the primary election held yesterday. Last March Lee's papers were taken away by the immigration officials at Nogales, Arizona, but he procured others by applying to the courts of St. Louis.

JOHNSON WANTS DAMAGES

Salt Lake, Aug. 18.—Jack Johnson, the heavyweight pugilist today filed suit against Mrs. H. E. Bartlett for \$20,000 damages. Mrs. Bartlett is proprietor of a hotel to which Johnson was denied admittance.

STONE DRAWS WITH ATTELL

Saratoga, Aug. 18.—Abe Attell and Harry Stone of New York fought ten rounds to a draw tonight before the Saratoga Athletic club.

PREVALENCE OF HARMONY

In Yesterday's Session of the Trans-Mississippi

EVEN ENEMIES OF PINCHOT

Joined in Loud Endorsement of Chief Forester's Notions of Conservation Which He Regarded as a Business Policy.

Denver, Aug. 18.—Gifford Pinchot, chief forester of the United States department of agriculture and Thomas F. Walsh, the millionaire mine owner, exchanged bon mots today before the trans-Mississippi congress and as a concluding note in the harmony of the session the delegates wound up Pinchot's address with a round of applause that shook the auditorium. The so-called "enemies of Pinchot," said they were satisfied with the conservation ideas of the speaker and joined in the cheering as lustily as did the adherents of the chief forester.

Mr. Walsh, in presenting Mr. Pinchot, referred to the latter as a patriotic young American who, rich in his own right, is devoting himself to the service of his country, and whose mistakes, if there are any, are those of the head and not of the heart. In return Pinchot spoke of the mine magnate as "a soldier for the common good," and wished for more of his kind and in this mood the congress listened with evident satisfaction. Mr. Pinchot's address dwelt on conservation as a practical business policy. He said the loss or injury of one great staple will not only injure that particular business, but will strike at the heart of many allied interests. He paid his compliments to former President Roosevelt.

John W. Noble, former secretary of interior also spoke on conservation. There was no session of the congress this afternoon owing to the general acceptance of an invitation by Mr. Walsh, president of the congress to the delegates to attend a reception at Woolhurst, the home of Walsh.

SICK WHEAT KING.

A Vice President of the Trans-Mississippi Congress.

Denver, Aug. 18.—Newell G. Larimore of Larimore, N. D., second vice-president of the Trans-Mississippi Commercial congress, now in session here, is critically ill of pneumonia. Mr. Larimore contracted a cold while at the Seattle exposition, which developed into pneumonia during the trip from the coast to Denver. Mr. Larimore is known as the wheat king of the Dakotas and is a close friend of James J. Hill.

MORE LAND THROWN OPEN.

Washington, Aug. 18.—Land aggregating 21,400 acres in Montana was today designated by the secretary of the interior as coming within the enlarged homestead act. This makes 25,487,600 acres designated in Montana.

MR. HARRIMAN LEAVES FOR UNITED STATES

He May Not Immediately Become Active in Business.

Paris, Aug. 18.—E. H. Harriman left Paris at 11 o'clock this morning for Cherbourg, where he will embark on the Kaiser Wilhelm II. for New York. Through his secretary, Mr. Price, he informed newspapermen he was going to his home at Arden for rest and to complete the cure inaugurated in Europe. He said also that he had no immediate intention of resuming business activities. "Mr. Harriman," said Mr. Price, "planned originally to return home on the steamer Mauretania, sailing September 8, but suddenly he changed his mind when he found that he could be accommodated at home. His health is greatly improved."

Dr. Lyle, Mr. Harriman's physician, who accompanied him, declared that if Mr. Harriman was weaker, it was because of the rigid treatment he had undergone at Badgastein.

THE HEINZE COPPER LOAN.

The Supposed Theft of the Stocks Before the Grand Jury.

New York, Aug. 18.—Developments today in the Heinze copper stock loan included the giving of testimony by Richard S. Kaufman and Leonard J.

Fields before the grand jury and the statement by L. J. Vorhaus, attorney for A. D. F. Adams of Boston, that Adams would be here either tomorrow or Thursday, and it was agreed that \$12,000 bail would be accepted and furnished for him.

Mr. Kaufman, a note broker, had previously told Assistant District Attorney Nott that he asked John A. Young, president of the Windsor Trust company, to allow the company to act as agent in making a \$50,000 loan to Persch on the copper stock. Kaufman said Young consented.

GREAT RACE BEGINS TODAY

All in Readiness for the Carnival on the Indianapolis Speedway.

Indianapolis, Aug. 18.—The new Indianapolis motor speedway will open tomorrow with what is expected to be the greatest automobile meeting ever held. There will be three days of sport. Tonight there is the largest, most representative field of racing machines ever brought together in a single carnival of speed. The speedway is a marvel. Oldfield, Strang, DeWitt, DePalma, Chevrolet, Miller, Ryall, Burman, Momen, Lytle, Helms, Aitken, Bourque and Denison and two amateurs, Arthur Griener and Edward Harne, of Chicago, are all confident of adding fresh laurels to their records.

CHICAGO BRIDGE GAVE WAY.

Chicago, Aug. 18.—Thirty persons were injured, at least nine of them seriously, tonight when a portion of the Twelfth street bridge over the Chicago river, which was weakened by construction work, collapsed.

THE TOWN OF BOSTON IN IMMINENT DANGER

The Invading "Red" Army Drawing Closer and Closer.

Boston, Aug. 18.—General Tasker H. Bliss and his invading army of "Red" rosters tonight at least five miles nearer Boston than they were twenty-four hours ago, as a result of today's operations in the war game. The extreme left of the Massachusetts army of defense, known as the "Blue," under the command of Brigadier General Wm. A. Pew, was hammered unmercifully, so that the entire left wing was forced to retreat. The "Blue" army also suffered the loss of one battery and wagon train.

Far superior in actual numbers and in cavalry, the "Red" force swept down upon the "Blues" left and drove them first into one position and then another with irresistible force. For the last three days General Bliss moved his army in three divisions, massed with the full strength of his cavalry on his left flank. The work of the cavalry arm was most brilliant and of untold assistance. From the beginning of the "war," at 8 o'clock Sunday morning, "Red" troops' cavalry have practically done all the fighting for General Bliss, and it was only in the last hour of today's "battle" that the infantry's strength of the "Red" army was ordered into action.

THE ROOSEVELT TEST.

San Francisco, Aug. 18.—Saddled and weary and not as much enamored of soldiers' life as they were some years ago, the army field officers commanded by Colonel A. Lunden, post commandant, conferred up to the hospital at the Presidio today at the end of a ninety-mile ride, known as the "Roosevelt efficiency test."

The three days occupied by the ride have been exceedingly hot and the riders showed the effects of the heat as they dismounted to undergo physical examination. The results of the examinations were not given out.

SOUTHERN PACIFIC REOPENED.

Imperial Junction, Aug. 18.—Washouts on the main line of the Espee were repaired sufficiently last evening to open communication with the coast. This afternoon the first trains came through from Yuma. The track is yet in bad condition, but the regular service was restored tonight.

JAP STRIKE LEADERS CONVICTED

Honolulu, Aug. 18.—The jury in the case of the four Japanese strike leaders charged with conspiracy brought in a verdict of guilty. Sentence has not yet been pronounced.

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N. FRIEDMAN, Manufacturing Jeweler. 33 West Washington St. Prompt attention to Mail Orders.

LIEUT. SUTTON SELF SLAYER

Findings of Naval Court of Inquiry

WERE OFFICIALLY APPROVED

Sutton's Comrades Excused on Account of Youth and Inexperience—Charges of Dead Lieutenant's Mother Dismissed.

Washington, Aug. 18.—Lieutenant Sutton was directly and solely responsible for his own death, which was self-inflicted, either intentionally, or in an effort to shoot one of the persons restraining him, and his death was not caused by any other injury whatever.

This is the verdict of the naval court of inquiry which for some weeks has had under investigation the cause of the death, at the Annapolis naval academy, in October, 1907, of Second Lieutenant James N. Sutton, Jr., of the marine corps, which verdict has been approved by the judge advocate general of the navy, and by Beekman Winthrop, assistant and acting secretary of the navy. The court also finds:

"That Lieutenant Utley failed in his duty as the senior officer present, under article 266, U. S. navy regulations of 1905, in permitting Lieutenant Sutton to run away and arm himself, instead of calling on those present for assistance and following Lieutenant Sutton and preventing him from arming himself, by force if necessary, and turning him over to the custody of the officer of the day."

"That Lieutenant Bevan, officer of the guard, failed in his duty as officer of the guard, in not disarming Lieutenant Sutton by force, while in front of his Sutton's tent."

"That Lieutenant Willing, officer of the day, failed in his duty as officer of the day, in not immediately assisting by force in helping to disarm Lieutenant Sutton when he arrived on the scene before the fatal shot was fired."

"That the charges of wilful murder and conspiracy to conceal it, made by the complainant, Mrs. Sutton, mother of Lieutenant Sutton, are purely imaginary and unsupported by evidence, truth or reason."

"The court recommends, however, that in view of the youth and decided inexperience of Lieutenants Utley, Willing and Bevan at the time, and of the altogether unusual conditions of excitement, threats and danger during the aforementioned fray, that no further proceedings be taken."

Counsel for Mrs. Sutton intimated that they were far from satisfied and probably would take the issues involved to congress with a view of having a full hearing of the case by a committee of that body. Mrs. Sutton declined to discuss the result of the inquiry, which she had sought, in an effort to clear her boy's name from the stigma of suicide.

Secretary Winthrop said he had dissolved the court and ordered copies of the findings, together with his observations, to be sent to Henry E. Davis, attorney for Mrs. Sutton, and to Arthur A. Birney, Lieutenant Adams' attorney.

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